



Paper No. 12

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**JUL 3 1 2002**

**OFFICE OF PETITIONS**

In re Application of:  
Preissman  
Application No. 09/828,539  
Filed: April 5, 2001  
Attorney Docket No. 361722000201

**DECISION GRANTING  
PETITION**

This is a decision on the June 17, 2002 renewed petition under 37 C.F.R. §1.10(c) requesting that the above-identified application be accorded a filing date of April 5, 2001, rather than the presently accorded filing date of April 4, 2001.

Petitioner alleges that the application was deposited in Express Mail service on April 5, 2001. In support, the petition is accompanied by a copy of Express Mail receipt no. EM056842727US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of April 5, 2001.

In view of the above, *this petition is **granted**.*

This application will be returned to Initial Patent Examination Division for correction of the filing date to April 5, 2001.

The petition fee will be refunded to Petitioner's deposit account (da#50-0815).

Telephone inquiries concerning this matter may be directed to the undersigned in the Office of Petitions at (703) 306-5593.

Scott M. Ledford  
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Office of Petitions  
Office of the Deputy Assistant Commissioner  
for Patent Examination Policy